UNITED STATES DISTRICT COURT

for the

Southern District of Illinois

United States of America v. COURTNEY CARTER	)) Case) No: 05-CR-30074-DRH) USM) No: 07053-025)
Date of Previous 05/26/06 (Use Date of Last Amended Judgment if Applicable)	) Phillip J. Kavanaugh Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of   X the defendant   ❏ the Director of the Bureau of Prisons   ❏ the court under 18 U.S.C.
§ 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C.
§ 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

❏ DENIED.   X GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in
the last judgment issued) of   71   months **is reduced to**   60 months   .

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 23		Amended Offense Level: 21	
Criminal History Category: III		Criminal History Category: III	
Previous Guideline Range: 60 to 71 months		Amended Guideline Range: 46 to 57 months	

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

❏ The reduced sentence is within the amended guideline range.

❏ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time
of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline
range.

X Other (explain):   The statutorily required minimum sentence (60 months) is greater than the maximum of the applicable guideline range.

III. ADDITIONAL COMMENTS

This Order is entered as the result of U.S.S.G. Amendment 706 as amended by 711, relating to crack cocaine. If this sentence is less than the amount of time the defendant has already served, the sentence is reduced to a "time served" sentence, understanding that it is the intent of the Court that this order not affect the length of supervised release ordered previously.

Except as provided above, all provisions of the judgment dated   5/26/2006   shall remain in effect.

IT IS SO ORDERED.

Order Date: June 5, 2008   /s/   *David R Herndon*
                                                                        Judge's signature

Effective Date: June 15, 2008   David R. Herndon - United States District Chief Judge
                    (if different from order   Printed name and title